

New Court Forms Effective July 1, 2014

Several new and revised mental health forms have been prepared by the Office of the Executive Secretary of the Supreme Court of Virginia as a result of 2014 legislation. These forms will be available beginning July 1, 2014. The following forms are some of the new and revised mental health forms:

1) DC-4050, Explanation of Emergency Custody Procedures

Form DC-4050 will be available on the judicial system's website at the same location where the other adult mental health forms are located, which is <http://www.courts.state.va.us/forms/district/civil.html>. The new form will be at the very bottom of the web page with the other mental health forms.

The form may be printed directly from the website individually as needed or photocopied to keep a supply on hand. The form is also being produced in pads and generally will be available in this format from the local general district court clerk's office. The padded form may be appropriate for law enforcement vehicles, whereas access to the form for printing from the website should normally be available at hospitals, emergency departments, clinics, and other business locations where emergency custody occurs.

The requirement that the respondent be given a written summary of the emergency custody procedures and the statutory protections associated with those procedures applies both to ECOs issued by magistrates and "paperless" ECOs where a law-enforcement officer takes the respondent into emergency custody without an order pursuant to Va. Code § 37.2-808(G) or (H). For those situations where a magistrate issues an ECO, a copy of DC-4050 will be provided to law enforcement when the ECO is issued so that DC-4050 can be given to the respondent by the officer at the time that the officer takes the respondent into custody pursuant to the ECO.

2) DC-4044, Notice of Alternative Facility of Temporary Detention, and DC-4046, Order for Transportation to Alternative Facility of Temporary Detention

As is the case with DC-4001, Petition for Involuntary Admission for Treatment, DC-4044 and DC-4046 will be available on the judicial system's website in a "fillable" pdf format at the same location where the other adult mental health forms are located, which is <http://www.courts.state.va.us/forms/district/civil.html>. The new forms will be at the very bottom of the web page with the other mental health forms.

3) DC-494A, Temporary Detention Order-Judge, and DC-894A, Temporary Detention Order, Magistrate

The new summary of temporary detention procedures has been included on the reverse/second page of the temporary detention order forms. This format assures that the respondent will always receive the summary when served with the TDO.

If you have questions about these forms or need more information about how to obtain them, you may contact your local general district court clerk's office.